

House Study Bill 43

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
MANAGEMENT BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act concerning charter agencies by eliminating the repeal of
2 the provision, providing for the designation of charter
3 agencies, providing for lease approvals and asset sales, and
4 providing an effective date.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TLSB 1257XD 82
7 ec/je/5

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1 1 Section 1. Section 7J.1, subsection 1, Code 2007, is
1 2 amended to read as follows:
1 3 1. DESIGNATION OF CHARTER AGENCIES == PURPOSE. The
1 4 governor may, by executive order, designate state departments
1 5 or agencies, as described in section 7E.5, or the Iowa lottery
1 6 authority established in chapter 99G, other than the
1 7 department of administrative services or the department of
1 8 management, as a charter agency ~~by July 1, 2003. The~~
~~1 9 designation of a charter agency shall be for a period of five~~
~~1 10 years which shall terminate as of June 30, 2008. The governor~~
~~1 11 may, by executive order, withdraw such designation. The~~
1 12 purpose of designating a charter agency is to grant the agency
1 13 additional authority as provided by this chapter while
1 14 reducing the total appropriations to the agency.
1 15 Sec. 2. Section 7J.1, subsection 3, paragraph a, Code
1 16 2007, is amended to read as follows:
1 17 a. It is the intent of the general assembly that state
1 18 general fund operating appropriations to a charter agency for
1 19 ~~the each~~ fiscal year beginning on or after July 1, 2003, ~~and~~
~~1 20 ending June 30, 2004,~~ shall be reduced from the appropriation
1 21 that would otherwise have been enacted for that charter agency
1 22 which, along with any additional generated revenue to the
1 23 general fund of the state attributed to the reinvention
1 24 process as determined by the department of management, over
1 25 that already committed to the general fund of the state by a
1 26 charter agency, will achieve an overall target of fifteen
1 27 million dollars.
1 28 Sec. 3. Section 7J.1, subsection 7, paragraph c, Code
1 29 2007, is amended to read as follows:
1 30 c. A waiver or suspension granted pursuant to this
1 31 subsection shall be for a period of time not to exceed twelve
1 32 months ~~or until June 30, 2008, whichever first occurs, and as~~
1 33 determined by the applicable charter agency. A renewal of a
1 34 temporary waiver or suspension granted pursuant to this
1 35 section shall be granted or denied in the same manner as the
2 1 initial waiver or suspension.
2 2 Sec. 4. Section 7J.1, subsection 8, Code 2007, is amended
2 3 to read as follows:
2 4 8. EXECUTIVE COUNCIL FLEXIBILITY. Notwithstanding any
2 5 provision of law to the contrary, a charter agency shall not
2 6 be required to obtain executive council approval for leases
~~2 7 and asset sales of no more than fifty thousand dollars and for~~
2 8 claims for expenses of attending conventions, out-of-state
2 9 travel requests, and memberships in professional
2 10 organizations.
2 11 Sec. 5. Section 7J.1, subsection 10, paragraph b, Code
2 12 2007, is amended to read as follows:
2 13 b. By January 15, 2008, the governor shall submit a
2 14 written report to the general assembly on the operation and
2 15 effectiveness of this chapter and the costs and savings
2 16 associated with the implementation of this chapter. ~~The~~
~~2 17 report shall include any recommendations about extending the~~

2 18 chapter's effectiveness beyond June 30, 2008.
2 19 Sec. 6. Section 7J.3, Code 2007, is repealed.
2 20 Sec. 7. EFFECTIVE DATE. This Act, being deemed of
2 21 immediate importance, takes effect upon enactment.
2 22 EXPLANATION
2 23 This bill concerns the operation of the charter agency
2 24 program established by Code chapter 7J.
2 25 The bill eliminates the repeal of this Code chapter that
2 26 would have occurred on June 30, 2008.
2 27 Code section 7J.1, subsection 1, is amended to permit the
2 28 governor to designate an eligible state department or agency
2 29 as a charter agency at any time. Current law required the
2 30 designation to be made by July 1, 2003. The bill also permits
2 31 the governor to withdraw the designation of a state department
2 32 or agency as a charter agency.
2 33 Code section 7J.1, subsection 3, is amended to provide that
2 34 the intent of the general assembly is that the appropriation
2 35 to each charter agency shall be reduced by \$15 million each
3 1 fiscal year through reduced costs or enhanced revenues.
3 2 Current law provides that this intended reduction was only for
3 3 the fiscal year beginning July 1, 2003.
3 4 Code section 7J.1, subsection 8, is amended to provide that
3 5 a charter agency is not required to obtain executive council
3 6 approval for leases and asset sales of \$50,000 or less.
3 7 The bill takes effect upon enactment.
3 8 LSB 1257XD 82
3 9 ec:rj/je/5